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Federal Communications Commission  
Washington, D.C. 20554

November 8, 2002

Mr. Dana J. Puopolo  
2134 Oak Street, Unit C  
Santa Monica, California 90405

Dear Mr. Puopolo:

This is in response to the Petition for Rule Making you filed requesting changes to the Commission's FM Table of Allotments for communities in California. Your request for rule making is unacceptable for consideration at this time.

Specifically, you request the allotment of Channel 247A at Lamont, California, as a first local service. To accommodate the allotment at Lamont you request the substitution of Channel 282A for vacant Channel 247A at McFarland, California. Our engineering analysis indicates that Channel 247A can be allotted to Lamont with a site restriction 5.7 kilometers (3.5 miles) southeast of the community provided a substitution is made at McFarland. Our analysis shows that the allotment of Channel 282A at McFarland is short-spaced to Station KRFR, Channel 282A, Shafter, California. Although American Media General of Texas, Inc. has requested the substitution of Channel 226A for Channel 282A at Shafter, California, in MB Docket No. 02-58, that proceeding is not yet final. It is our policy to return petitions for rule making that are dependent upon final action in another proceeding.

Based on the above discussion, we are returning your proposal for Lamont and McFarland, California. Upon termination of MB Docket No. 02-58, you may resubmit your petition provided you make a showing that a fully spaced transmitter site is available and it is no longer necessary to protect Channel 282A at Shafter, California. In the alternative, you may wish to determine if other channels are available that are not contingent on the outcome of MB Docket No. 02-58.

Sincerely,

John A. Karousos  
Assistant Chief, Audio Division,  
Media Bureau

Enclosure